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FLOOR DEBATE

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amendment. So I think that Senator Brashear's motion is out of order.

SPEAKER KRISTENSEN: Senator Brashear, before I rule, do you have a response?

SENATOR BRASHEAR: Yes, Mr. Speaker, thank you. I don't believe the motion is out of order. Our rules are silent with regard to the issue of moving the main question. Our rules specify that when they are silent we defer to Mason's. Mason's clearly indicates that the main question can be called. Mason's further indicates that the majority in fact has the right to rule the body. That being the case, moving the main question, if the Chair rules it to be in order, is permissible because it is not prohibited by our rules.

SPEAKER KRISTENSEN: Before I rule, Senator Brashear, are you...you're asking that the previous question is the underlying motion to advance to Select File. Is that correct?

SENATOR BRASHEAR: Yes, Mr. Speaker.

SPEAKER KRISTENSEN: Senator Chambers, I'm going to rule that your point is taken; I'm going to rule that that motion is out of order. Senator Brashear, you are given the opportunity to overrule the Chair, if you so choose. Senator Brashear.

SENATOR BRASHEAR: Mr. Speaker, I so move.

SPEAKER KRISTENSEN: Members, I'm going to clear the board for speaking order and I'm going to do that at this point in time. Members, as we go through a ruling to overrule the Chair, Senator Brashear, I'm going to recognize you momentarily to open, members, realize that you get to speak once during a motion to overrule the rule of the Chair. Senator Brashear, you're recognized to open.

SENATOR BRASHEAR: Mr. Speaker, members of the body, I have tossed and turned through any number of nights with regard to this particular procedure. I think that the instant bill before us clearly frames the issue and frames the debate. The fact of